

II. Remarks/Arguments

This Amendment is in response to the Office Action mailed January 16, 2007. Claims 1, 3, 5-10, 17, 19-28, 30-31, 33-41 were pending in this case at the time of the Office Action. Claims 17, 19-21, 27, 28, 30 and 31 have been allowed. Claims 3, 5-6, 23, 38 and 39 have been objected to but contain allowable subject matter. Claims 1, 7-10, 22, 24-26, 33-37, 40 and 41 have been rejected. Claims 1, 6, 22, 33, 36 and 37 have herein been amended. Claims 23 and 38-41 have herein been canceled. New Claim 42 has been added. Claims 3, 5, 7-10, 17, 19-21, 24-28, 30-31, 34-35 remain unchanged.

The Examiner has requested clarification with respect to the IDS filed 8/5/03 because U.S. Patent No. “4,243,317” to “Grouke et al.” is an incorrect listing. Applicant respectfully states that listing should correctly indicate U.S. Patent No. 4,243,417 to Grouke et al. A typographical error was unintentionally made in listing the patent number and in the spelling of the inventor’s name. However, the correct patent document (U.S. Patent No. 4,243,417 to Grouke et al.) was submitted with the IDS. Applicant respectfully requests that U.S. Patent No. 4,243,417 to Grouke et al. be considered and formally be made of record in this application, if the same has not already been done.

Claims 40 and 41 have been rejected under 35 USC 112, first paragraph, as not complying with the written description requirement. Applicant respectfully states that this rejection is moot, as Claims 40 and 41 have herein been canceled.

Claims 1, 7-10, 22, 24-26, 33-37 and 40 have been rejected under 35 USC 103(a) as being unpatentable over Manabe et al. (US 4,219,433) in view of Baseman (US 4,812,503), Kramer et al. (US 5,519,074) and Gaglani (US 6,127,467). Claims 1, 7, 8, 10, 22, 24, 26, 33-37 and 39-41 have been rejected under 35 USC 102(b) as being anticipated by EP 020,042 in view

of Baseman (US 4,812,503), Kramer et al. (US 5,519,074) and Gaglani (US 6,127,467) (Note: it is believed this rejection was intended to be made under 35 USC 103(a)). For the following reasons, these rejections are respectfully traversed.

Without waiving any objection thereto, in the interest of passing this application to immediate allowance, independent Claims 1, 22, 33, 36 and 37 have been amended to incorporate the allowable subject matter of Claims 23, 38 and/or 39, which as a result have been canceled. Further, in view of the amendment to independent Claim 1, dependent Claim 6 has been amended and new Claim 42 added so that each recites a specific alkylamine.

It is respectfully submitted that none of the prior art of record, either alone or in combination, fairly teaches, suggests or discloses the novel and unobvious features of Applicant's amended claims as set forth above. Accordingly, Applicant respectfully asserts that the claims as presented herein are now in condition for allowance. An early notice allowance is respectfully requested.

Claims 1, 7-10, 22, 24, 25, 26, 33-37, 40 and 41 have been provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-17 and 22-29 of copending Application No. 10/832,139 in view of EP 020042. Without waiving any objection thereto, Applicant respectfully submits that in view of the amendments sets for the above, this provisional rejection is now moot.

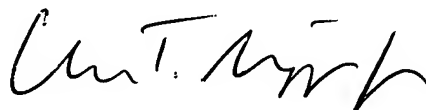
Any arguments of the Examiner not specifically addressed should not be deemed admitted, conceded, waived, or acquiesced by Applicant. Any additional or outstanding matters the Examiner may have are respectfully requested to be disposed of by telephoning the undersigned.

The Commissioner is hereby authorized to charge any deficient fees or any additional fees which may be required to Deposit Account No. 16-0657.

A postcard is enclosed evidencing receipt of the same.

Respectfully submitted,

PATULA & ASSOCIATES, P.C.

A handwritten signature in black ink, appearing to read "Charles T. Riggs Jr.", written in a cursive style.

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